

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BAYDELTA MARITIME INC.,

No. C-06-1114 MMC

Plaintiff,
v.

**ORDER DENYING WITHOUT
PREJUDICE STIPULATION TO EXTEND
DISCOVERY DEADLINE**

HAL ELTZROTH,

Defendant

HAL ELTZROTH,

Counterclaimant

v.

BAYDELTA MARITIME, INC., et al.,
Counter-Defendants

_____ /

The Court is in receipt of the parties' stipulation, filed November 1, 2006, in which the parties jointly seek an order extending the December 1, 2006 non-expert discovery deadline to February 1, 2007.¹

A pretrial order "shall not be modified except upon a showing of good cause." See Fed. R. Civ. P. 16(b). Here, the only cause identified by the parties is their unspecified


¹Although the stipulation states the parties have not completed discovery as to the Second Amended Counterclaim, the requested extension is not limited to discovery relevant only to that pleading.

1 difficulty in scheduling depositions of sailors. The parties do not indicate why an extension
2 of two months is necessary to resolve any such problems. Of equal importance, the
3 parties' stipulation does not address the matter of how the requested extension will impact
4 the scheduled January 26, 2007 expert discovery cut-off and other pretrial dates.

5 Accordingly, the parties' stipulation is hereby DENIED, without prejudice.

6 **IT IS SO ORDERED.**

7
8 Dated: November 3, 2006


MAXINE M. CHESNEY
United States District Judge